

AO 450 (Rev. 5/85) Judgment in a Civil Case ^{opl}

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

MICHAEL DAVITT,

Petitioner,
V.

JUDGMENT IN A CIVIL CASE

CASE NUMBER: 3:09-CV-00611-ECR-VPC

MCDANIEL , et al.,

Respondents.

- **Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.
- **Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.
- X **Decision by Court.** This action came to be considered before the Court. The issues have been considered and a decision has been rendered.

IT IS ORDERED AND ADJUDGED that this action is **DISMISSED** without prejudice for Petitioner's failure to comply with the Court's Order (#3).

IT IS FURTHER ORDERED that a certificate of appealability is **DENIED**.

January 6, 2010

LANCE S. WILSON
Clerk

/s/ D. R. Morgan
Deputy Clerk